

Vacation

Declaratory
Improvement Res. No. 939-1956

For the vacation of the first
alley west of Clinton Street from
the north property line of Foster
Parkway to its northern terminus.

Resolution Adopted:

April 26, 1956

Confirmed:

June 21, 1956

Bids Received:

Contract Awarded:

Contract and Bond:

Contractor:

Reported Completed:

Assessment Roll Comfirmed:

Nov. 15, 1956

For the Vacation ~~Opening~~ ~~Condemnation of right of way for utility purposes~~ of the first alley west of Clinton Street from the north property line of Foster Parkway to its northern terminus.

Resolved by the Board of Public Works of the City of Fort Wayne, Indiana, that it is desired and deemed necessary to vacate the first alley west of Clinton Street from the north property line of Foster Parkway to its northern terminus.

All as shown by a plan of such proposed ~~Opening~~ Vacation ~~Condemnation of right of way for utility purposes~~ as above described, now on file in the Office of the Department of Public Works of the City of Fort Wayne, Indiana

The cost of said Vacation ~~Opening~~ ~~Condemnation of right of way for utility purposes~~ shall be assessed against the property beneficially affected thereby.

The property which may be injuriously or beneficially affected by such Vacation ~~Opening~~ ~~Condemnation of right of way for utility purposes~~ is described as follows: Lot No. 1, Calhoun Place Addition, Lots 9, 10 & 11, Kitch's 3rd Addition, Lots 2 & 3, Shannon's Sub. and space north of Lot No. 9, Kitch's 3rd Addition. All additions inclusive to the City of Fort Wayne, Indiana.
~~All lots and lands~~

All according to the method and manner provided for in an act of the General Assembly of the State of Indiana, entitled "An Act Concerning Municipal Corporations", as approved March 6, 1905 and the provisions of all acts amendatory thereto and supplemental thereof, including the right to bond assessments as in said law ordered.

Assessments if deferred are to be paid in ten equal installments with interest at the rate of five (5)% per annum. Under no circumstances shall the City of Fort Wayne, Indiana be or be held responsible for any sum or sums due from the said property owner or owners, or for the payment of any bond or bonds, except for such moneys as shall have been actually received by the City from the assessments for such property damages as said City is by ^{said} above entitled act required to pay. All proceedings had in the making of said improvement, assessment of property, collection of assessments and issuance of bonds therefor, shall be as provided for in said above entitled act and all amendments thereto and supplement^s thereof.

The vacation of the above described ~~Street and alleys~~ shall be subject to an easement for the use of the City of Fort Wayne, Indiana, and other public utilities for the construction and maintenance of sewers, water mains, gas mains, electric pole lines and conduits, telephone and telegraph pole lines and conduits.

All Streets, lots and lands affected by the above described vacation are situated in the southeast quarter of Section Fourteen, Township 30 north, Range 12 east and lie wholly within the corporate limits of the City of Fort Wayne, Indiana.

ADOPTED THIS 26th., DAY OF April, 1956.

Attest: J. B. Hall
Secretary Board of Public Works.

Wm M. Pauling
Board of Public Works.



1"=40'02"

April 23, 1956

Mr. C. R. McAnlis
City Engineer
City Hall

Dear Sir:

You are hereby instructed to prepare plans for the vacating of the alley East of Lot No. 1 in Calhoun Place Addition. Beginning at the Southeast corner of said Lot No. 1; thence North 160.0 ft. along the East line of said Lot and its continuation northward to the North line of the alley North of said Lot; thence East 23.83 ft. to the East line of said alley; thence South 160 ft. along the East line of said alley, being also the West line of Lots No. 9, 10 and 11 in Kitch's Third Addition, to the Southwest corner of said Lot No. 11; thence West 22.1 ft. to the place of beginning.

Yours truly,

For: BOARD OF PUBLIC WORKS

By: J. L. Hallett, Secretary

MX&Kx
JLH:m
Enc.

City of Fort Wayne

Indiana



OFFICE OF
BOARD OF PUBLIC WORKS

FORT WAYNE, INDIANA

April ~~12~~¹⁶, 1956

Mr. R. Y. Adams,
Planning Director
505 Standard Building
Fort Wayne, Indiana

Dear Sir:

We are referring to you for investigation and report the enclosed request for the vacating of the alley East of Lot No. 1 in Calhoun Place Addition. Beginning at the Southeast corner of said Lot No. 1; thence North 160.0 ft. along the East line of said Lot and its continuation northward to the North line of the alley North of said Lot; thence East 23.83 ft. to the East line of said alley; thence South 160 ft. along the East line of said alley, being also the West line of Lots No. 9, 10 and 11 in Kitch's Third Addition, to the Southwest corner of said Lot No. 11; thence West 22.1 ft. to the place of beginning.

Yours truly,

ATTEST:

J. L. Hallett
Secretary

JLH:m

O.K. - By Adams

Blair
City Engineer
City Engineer
BOARD OF PUBLIC WORKS

Hold this petition until time
for the Opening to be
taken care of,
April 13th.

P E T I T I O N

Fort Wayne, Ind.,

To the Board of Public Works of the City of Fort Wayne:

Gentlemen:

The undersigned, owners of real

estate on Rudisill Boulevard, Clinton Street and Foster Parkway, from

Clinton Street to approximately 350 feet west of Clinton Street.

respectfully petition for the passage of a resolution providing for the vacation and opening of alleys as follows:

1. For the vacation of all that part of the 12.0 foot public alley lying North of lots numbered 1, 2, 3, 4, 5 and 6 in Calhoun Place, an Addition to the City of Fort Wayne, Indiana, described as follows:

Beginning at the Northeast corner of lot numbered 1 in said Addition; thence West 212 feet along the North line of said lots numbered 1, 2, 3, 4, 5 and 6 to a point 18.0 feet East of the Northwest corner of said lot numbered 6; thence North 12.0 feet to the North line of said alley; thence East 212.0 feet along the North line of said alley; thence South 12.0 feet to the place of beginning.

2. For the vacation of the alley East of lot numbered 1 in Calhoun Place, an Addition to the City of Fort Wayne, described as follows:

Beginning at the Southeast corner of said lot numbered 1; thence North 160.0 feet along the East line of said lot and its continuation northward to the North line of the alley North of said lot; thence East 23.83 feet to the East line of said alley; thence South 160 feet along the East line of said alley, being also the West line of lots numbered 9, 10 and 11 in Kitch's Third Addition to the City of Fort Wayne, to the Southwest corner of said lot numbered 11; thence West 22.1 feet to the place of beginning.

3. For the opening of an alley along the West side of lot numbered 6 in Calhoun Place, an Addition to the City of Fort Wayne, Indiana, being adjacent and East of the East line of said lot numbered 7 in said Addition and being described as follows:

Beginning at the Southwest corner of said lot numbered 6; thence North along the West line of said lot 148 feet to the Northwest corner of said lot; thence East 18.0 feet along the North line of said lot; thence in a South, Southwesterly direction 20.0 feet to a point situated 19.0 feet South of the North line and 12.0 feet East of the West line of said lot numbered 6; thence South 12.0 feet on a line 12.0 feet East of and parallel to the aforementioned west line of lot numbered 6 to the South line thereof; thence West 12.0 feet along said South line to the place of beginning.

Petitioners are the owners of all lots and parcels abutting on the portion of the alleys sought to be vacated, and petitioner Sears, Roebuck and Co. is the owner of the lot over which the new portion would be opened and hereby offers to dedicate the land described for the purpose. The new portion, together with the unvacated portion of the present alley, would provide equivalent access for all other lots.

SEARS, ROEBUCK AND CO.

By: Lowdus Baker

LINCOLN NATIONAL BANK AND TRUST
COMPANY OF FORT WAYNE

By: E. E. Howers
Vice President

Petition for Passage

of a Resolution for

from

to

Filed with the Board of Public Works

Willard Shambaugh

Ward E. Dildine

Attorneys for Petitioners

